IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH :: AT HYDERABAD

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WP No. 22093 of 2007

Between :

E.Varadharajan .. Petitioner

And

The Deputy Transport Commissioner
And Secretary, Regional Transport
Authority, Chittoor and another .. Respondents

ORAL ORDER :

The learned counsel for the petitioner prayed for permission of this Court to implead Transport Commissioner as party respondent No.2. Permission is accorded.

The learned Government Pleader for Transport has pointed out that as of now the petitioner is issued a show-cause notice for recovering the differential tax amount and therefore this Court should not allow the vehicle in question to be released particularly when it is registered with another State.

Learned counsel for the petitioner on the other hand would submit that Section 448-B grants power for any vehicle which is detained to be released subject to such conditions which are considered appropriate and reasonable. The petitioner is therefore directed to show-cause and participate in the enquiry. He shall also undertake not to alienate or transfer the vehicle in question in favour of any third parties pending adjudication of the claim made by respondent No.1. The vehicle in question bearing Registration No.PY 01 AE 1004 be released subject to his depositing before the 1st respondent a sum of Rs.50,000/- (Rupees fifty thousand only). With this, writ petition stands disposed of. No costs.

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knk 12.10.2007

Note :

CC by tomorrow
(b/o)
knk